

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

## JIMI JAMES HAMILTON.

Plaintiff,

V.

SCOTT FRAKES et al.,

## Defendants.

CASE NO. C13-5422 RJB

ORDER ADOPTING REPORT AND  
RECOMMENDATION GRANTING  
VOLUNTARY DIMISSION OF  
ACTION

This matter comes before the Court on the Report and recommendation of U.S.

17 Magistrate Judge J Richard Creatura. Dkt. 42. The Magistrate Judge recommends that Plaintiff's  
18 motion for voluntary dismissal be granted and all pending motion be denied as moot. The  
19 Defendants do not oppose the motion.

The Court, having reviewed the Report and Recommendation of Magistrate Judge J. Richard Creatura, and the remaining record, does hereby find and **ORDER**:

- (1) The Court adopts the Report and Recommendation;
- (2) Plaintiff's action is **DISMISSED WITHOUT PREJUDICE.**

1 (3) All pending motions are **DENIED AS MOOT.**  
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4 Dated this 15<sup>th</sup> day of April, 2014.  
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8 ROBERT J. BRYAN  
9 United States District Judge  
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